


IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE

FILED BY   
05 JUN -1 AM 10:15

HOME DESIGN SERVICES, INC.,

vs.

SPARKMAN HOME BUILDERS, LLC,  
DANNY J. SPARKMAN, RICHARD L.  
TILLMAN, JAN M. TILLMAN, NICK C.  
LIBERATORE and ROBIN L. LIBERATORE,

Case No. 03-2709 DP

Defendants.

**MOTION TO EXTEND DEADLINE FOR MEDIATION**

Comes now the Defendants, Nick C. Liberatore and Robin L. Liberatore, by and through their attorney of record, and respectfully moves this Court to extend the deadline for mediation regarding this dispute based upon the following facts:

1. All parties mutually agreed upon mediation that was duly scheduled for May 31, 2005 before mediator Clifton Lipman. A conflict has arisen which prevented these Defendants from being able to be in Memphis, Shelby County, Tennessee, on this mediation date, necessitating cancellation of the scheduled mediation.

2. All parties are in agreement that mediation should be pursued and all parties have agreed to be present and mediate the issues involved in this lawsuit on June 21, 2005 before mediator Clifton Lipman.

MOTION GRANTED

  
U.S. MAGISTRATE JUDGE


May 26, 2005  
DATE

This document entered on the docket sheet in compliance  
with Rule 58 and/or 79(a) FRCP on 6-7-05

WHEREFORE, PREMISES CONSIDERED, Defendants, Nick C. Liberatore and Robin L. Liberatore, respectfully move this Court to extend the deadline regarding mediation to allow the parties to complete mediation of this case on June 21, 2005.

Respectfully submitted,

KIRKPATRICK AND MOORE

  
SCOTT L. KIRKPATRICK, III #7928  
Attorney for Nick & Robin Liberatore  
100 N. Main Bldg., Suite 2900  
Memphis, TN 38103  
(901) 523-2161

**CERTIFICATE OF SERVICE**

The undersigned hereby certify that a true copy of the foregoing Motion to Extend Time for Mediation has been mailed, via U.S. Mail, postage prepaid, to:

Mr. Jon D. Parrish, Esq.  
3431 Pine Ridge Rd., Suite 101  
Naples, FL 34109

Ms. Lauren L. Holloway, Esq.  
5100 Poplar Ave., Suite 501  
Memphis, TN 38137

This 27 day of May, 2005

  
Scott L. Kirkpatrick, III



## Notice of Distribution

This notice confirms a copy of the document docketed as number 57 in case 2:03-CV-02709 was distributed by fax, mail, or direct printing on June 7, 2005 to the parties listed.

---

Floyd S. Yarnell  
PARRISH WHITE & LAWHON, PA  
3431 Pine Ridge Rd.  
Ste. 101  
Naples, FL 34109

Jon D. Parrish  
PARRISH WHITE & LAWHON, PA  
3431 Pine Ridge Rd.  
Ste. 101  
Naples, FL 34109

Carol M. Hayden  
LAW OFFICE OF CAROL M. HAYDEN  
5100 Poplar Ave.  
Ste. 501  
Memphis, TN 38137

Henry Warren Miller  
MILLER LAW FIRM  
3569 Summer Avenue  
Memphis, TN 38122--917

Scott L. Kirkpatrick  
KIRKPATRICK MOORE & WESTBROOK  
100 N. Main Street  
Ste. 2900  
Memphis, TN 38103

Martin W. Zummach  
SPARKMAN ZUMMACH, P.C.  
P.O. Box 266  
Southaven, MS 38671--026

Honorable Bernice Donald  
US DISTRICT COURT